

PAUL J. RIEHLE (SBN 115199)
paul.riehle@faegredrinker.com
FAEGRE DRINKER BIDDLE & REATH LLP
Four Embarcadero Center
San Francisco, California 94111
Telephone: (415) 591-7500
Facsimile: (415) 591-7510

GARY A. BORNSTEIN (*pro hac vice*)
gbornstein@cravath.com
YONATAN EVEN (*pro hac vice*)
yeven@cravath.com
LAUREN A. MOSKOWITZ (*pro hac vice*)
lmoskowitz@cravath.com
JUSTIN C. CLARKE (*pro hac vice*)
jcclarke@cravath.com
MICHAEL J. ZAKEN (*pro hac vice*)
mzaken@cravath.com
M. BRENT BYARS (*pro hac vice*)
mbyars@cravath.com
CRAVATH, SWAINE & MOORE LLP
375 Ninth Avenue
New York, New York 10001
Telephone: (212) 474-1000
Facsimile: (212) 474-3700

Attorneys for Plaintiff Epic Games, Inc.

RICHARD J. DOREN, SBN 124666
rdoren@gibsondunn.com
DANIEL G. SWANSON, SBN 116556
dswanson@gibsondunn.com
JASON C. LO, SBN 219030
jlo@gibsondunn.com
GIBSON, DUNN & CRUTCHER LLP
333 South Grand Avenue
Los Angeles, CA 90071-3197
Telephone: 213.229.7000
Facsimile: 213.229.7520

CYNTHIA E. RICHMAN (D.C. Bar No.
492089; *pro hac vice*)
crichman@gibsondunn.com
GIBSON, DUNN & CRUTCHER LLP
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5306
Telephone: 202.955.8500
Facsimile: 202.467.0539

JULIAN W. KLEINBRODT, SBN 302085
jkleinbrodt@gibsondunn.com
GIBSON, DUNN & CRUTCHER LLP
One Embarcadero Center, Suite 2600
San Francisco, CA 94111
Telephone: 415.393.8200
Facsimile: 415.393.8306

MARK A. PERRY, SBN 212532
mark.perry@weil.com
JOSHUA M. WESNESKI (D.C. Bar No.
1500231; *pro hac vice*)
joshua.wesneski@weil.com
WEIL, GOTSHAL & MANGES LLP
2001 M Street NW, Suite 600
Washington, DC 20036
Telephone: 202.682.7000
Facsimile: 202.857.0940

Attorneys for Defendant Apple Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

EPIC GAMES, INC.,

Plaintiff, Counter-defendant,

v.

APPLE INC.,

Defendant, Counterclaimant.

Case No. 4:20-CV-05640-YGR-TSH

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER MODIFYING THE PRIVILEGE RE-
REVIEW PROTOCOL**

Courtroom: 1, 4th Floor

Judge: Hon. Yvonne Gonzalez Rogers

JOINT STIPULATION
AND ~~PROPOSED~~ ORDER MODIFYING
THE PRIVILEGE RE-REVIEW PROTOCOL

CASE No. 4:20-CV-05640-YGR-TSH

1 WHEREAS, on December 23, 2024, the Court entered the Joint Stipulation and Order
2 Approving Privilege Re-Review Protocol (the “Protocol”) (Dkt. 1092);

3 WHEREAS, the Protocol establishes certain deadlines related to the re-review by Apple
4 Inc. (“Apple”) of all documents over which it has asserted privilege;

5 WHEREAS, the evidentiary hearing in this proceeding is scheduled to resume on February
6 24, 2025; and

7 WHEREAS, the Parties wish to modify certain deadlines in the Protocol in order to best
8 facilitate the Parties’ preparation for and presentation at the evidentiary proceedings;

9 **THEREFORE, IT IS STIPULATED AND AGREED THAT:**

10
11 1. Apple will produce by Tuesday, February 18, 2025, all documents that Apple sought
12 to redact and for which Apple’s proposed redactions were upheld by the Special Masters up to and
13 including Saturday, February 15, 2025;

14 2. Apple will endeavor to produce by Tuesday, February 18, 2025, but will produce no
15 later than Wednesday, February 19, 2025, all documents for which a privilege claim was overruled
16 by the Special Masters up to and including Saturday, February 15, 2025, except such documents (if
17 any) regarding which Apple intends to object to the Special Masters’ ruling;

18 3. Apple will endeavor to produce within three (3) calendar days all documents Apple
19 sought to redact and for which Apple’s proposed redactions were upheld by the Special Masters or
20 by Magistrate Judge Hixson from February 16 up to and including February 20;

21 4. Apple will endeavor to produce within three (3) calendar days all documents
22 downgraded by Magistrate Judge Hixson during the week of February 16, 2025, except such
23 documents (if any) regarding which Apple intends to move for relief from Judge Hixson’s ruling(s);

24 5. The deadline in paragraph 4(a) of the Protocol for any objections to the privilege
25 rulings of the Special Masters due from February 20, 2025 through March 2, 2025 is tolled by 11
26 days;

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28 JOINT STIPULATION
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6. If either party elects to file objections in the period from February 20 through March 2, the opposing party's time to respond is extended to March 4, 2025;

7. This order shall not affect any deadlines to respond to objections filed before February 20.

Dated: February 18, 2025

Respectfully submitted,

By: /s/ Yonatan Even

**FAEGRE DRINKER BIDDLE & REATH
LLP**

Paul J. Riehle (SBN 115199)
paul.riehle@faegredrinker.com
Four Embarcadero Center
San Francisco, California 94111
Telephone: (415) 591-7500
Facsimile: (415) 591-7510

CRAVATH, SWAINE & MOORE LLP

Gary A. Bornstein (*pro hac vice*)
gbornstein@cravath.com
Yonatan Even (*pro hac vice*)
yeven@cravath.com
Lauren A. Moskowitz (*pro hac vice*)
lmoskowitz@cravath.com
Justin C. Clarke (*pro hac vice*)
jcclarke@cravath.com
Michael J. Zaken (*pro hac vice*)
mzaken@cravath.com
M. Brent Byars (*pro hac vice*)
mbyars@cravath.com

375 Ninth Avenue
New York, New York 10001
Telephone: (212) 474-1000
Facsimile: (212) 474-3700

Attorneys for Plaintiff Epic Games, Inc.

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Dated: February 18, 2025

Respectfully submitted,

By: /s/ Mark A. Perry

WEIL, GOTSHAL & MANGES LLP

Mark A. Perry

Joshua M. Wesneski

GIBSON, DUNN & CRUTCHER LLP

Richard J. Doren

Jason C. Lo

Daniel G. Swanson

Cynthia E. Richman

Julian W. Kleinbrodt

Attorneys for Defendant Apple Inc.

1 **PURSUANT TO THE FOREGOING STIPULATION AND GOOD CAUSE APPEARING,**
2 **IT IS SO ORDERED.**

3
4 Dated: February 19, 2025


HON. YVONNE GONZALEZ ROGERS

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28 **JOINT STIPULATION**
AND ~~PROPOSED~~ ORDER MODIFYING
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E-FILING ATTESTATION

I, Mark A. Perry, am the ECF User whose ID and password are being used to file this document.
In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified
above has concurred in this filing.

/s/ Mark A. Perry

Mark A. Perry

JOINT STIPULATION
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